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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
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11 MAGNUM PROPERTY INVESTMENTS,
12 LLC,

13 Plaintiff,

14 v.

15 JUNG AE KIM, et al.,

16 Defendants.
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Case No. CV 19-0548 GW (SSx)

ORDER SUMMARILY REMANDING

IMPROPERLY-REMOVED ACTION

18 The Court will remand this unlawful detainer action to state
19 court summarily because Defendants removed it improperly.


20 On January 24, 2019, Defendant Hector Jin Kim, having been
21 sued in what appears to be a routine unlawful detainer action in
22 California state court, filed a Notice of Removal of that action
23 to this Court and presented an application to proceed in forma
24 pauperis. The Court has denied the IFP application under separate
25 cover because the action was not properly removed. To prevent the
26 action from remaining in jurisdictional limbo, the Court issues
27 this Order to remand the action to state court.
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1 Simply stated, this action could not have been originally
2 filed in federal court because the complaint does not competently
3 allege facts supporting either diversity or federal-question
4 jurisdiction, and therefore removal is improper. 28 U.S.C.
5 § 1441(a); see Exxon Mobil Corp. v. Allapattah Svcs., Inc., 545
6 U.S. 546, 563 (2005).

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8 Accordingly, IT IS ORDERED that (1) this matter be REMANDED
9 to the Superior Court of California, County of Los Angeles, Stanley
10 Mosk Courthouse, 111 North Hill Street, Los Angeles, California
11 90012, for lack of subject matter jurisdiction pursuant to 28
12 U.S.C. § 1447(c); (2) the Clerk send a certified copy of this Order
13 to the state court; and (3) the Clerk serve copies of this Order
14 on the parties.

15 IT IS SO ORDERED.

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18 DATED: February 8, 2019

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20 GEORGE H. WU
21 UNITED STATES DISTRICT JUDGE
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